

REMARKS

Upon entry of the instant amendment, claims 1, 4, 6-8, 13-19, 22, 23, 25 and 28 will remain pending in the present application. In the instant amendment, claims 10-11, 20, 21, 24, 26 and 27 have been canceled. Claims 1, 4, 6-8, 13-19, 22, 23, 25 and 28 have been amended.

The instant amendments made herein to the claims do not incorporate new matter into the application as originally filed. For example, claim 1 has been amended based on claim 4. Claims 7 and 8 have been rewritten into independent format based on previous claim 1, respectively.

It is noted that in the present amendment, it is further clarified that "the first and the second electrode being applied voltages between said first electrode and second electrode" in the present invention, for example. Also, to further clarify the configuration of the electrodes, the feature that "the first electrode is formed in a comb-like configuration" is recited in claim 1; the feature that "the first electrode is formed in a lattice-like configuration, the second electrode is formed in a plane having a given planar area" is recited in claim 7, and the feature that "the first electrode is formed in a mesh configuration having a plurality of openings within a given area, the second electrode is formed in a plane configuration having a given planar area" is recited in claim 8.

Accordingly, favorable consideration of each of the pending claims is respectfully requested at present, as is entry of the present amendment.

The Office Action of January 6, 2009

The Office Action was mailed on January 6, 2009. However, Applicants filed the Request for Continued Examination (RCE) with the request for **three (3) month suspension of action** on December 8, 2008. Thus, the Office Action was issued in error and must be withdrawn for consideration of the enclosed amendments.

In this regard, on February 2, 2009, Applicant representative contacted and confirmed with the Examiner that the Office Action was mistakenly issued.

Therefore, withdrawal of the Office Action of January 6, 2009 and proper consideration of each of the pending claims as amended in this paper is respectfully requested.

CONCLUSION

Based upon the amendments and remarks presented herein, the Examiner is respectfully requested to enter the current amendments the claims, and to issue a Notice of Allowance clearly indicating that each of the pending claims are allowed.

Should there be any outstanding matters that need to be resolved in the present application, the Examiner is respectfully requested to contact Toyohiko Konno (Reg. No. L0053) at the telephone number of the undersigned below, to conduct an interview in an effort to expedite prosecution in connection with the present application.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37.C.F.R. §§ 1.16 or 1.14; particularly, extension of time fees.

Dated: **MAR - 6 2009**

Respectfully submitted,

By *[Signature]* (Reg. No. 40,064)
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